



AF
1625
(PW)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 7724**

Brian A. JOHNS et al. : Attorney Docket No. 2008_1236 (NEW)

Serial No. 10/597,902 : Group Art Unit 1625

Filed August 11, 2006 : Examiner David K. O'Dell

**2-OXONAPHTHYRIDINE-3-CARBOXAMIDES Mail Stop: AF
HIV INTEGRASE INHIBITORS (AS AMENDED)**

REQUEST FOR RECONSIDERATION

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975

Commissioner for Patents

P.O. Box 1450
Alexandria, VA 22313-1450

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Sir:

This is responsive to the Official Action dated December 19, 2008.

Favorable reconsideration is respectfully requested in view of the following remarks.

Claims 5-8, 10-19, 25-27, 33, 34 and 36-38 are provisionally rejected on the ground of obviousness-type double patenting as being unpatentable over claims of co-pending application Serial No. 11/997,786.

The '786 application claims the benefit of SN 60/705,346 filed August 4, 2005.

However the instant application claims the benefit of SN 60/543,670 filed February 11, 2004.

Since the instant application has an earlier date than the cited application, the provisional rejection should be withdrawn upon overcoming the other grounds of rejection.

The claims are further provisionally rejected on the ground of obviousness-type double patenting as being unpatentable over claims of co-pending application Serial No. 11/478,218.

The '218 application is abandoned. Therefore this rejection is moot.

The claims are further rejected on the same ground as being unpatentable over claims of co-pending application Serial No. 10/524,281, now issued as USP 7,358,249.